

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
MINUTES
MARCH 26, 2013**

The scheduled meeting of the Public Safety and Legal Administration Committee was held on Tuesday, March 26, 2013 at 3:34 p.m. in Committee Room #2. The following members were present:

The Following Committee Members were Present

**The Honorable Michael J. Bond, Chair
The Honorable C. T. Martin
The Honorable Keisha Lance Bottoms
The Honorable Cleta Winslow
The Honorable H. Lamar Willis, Vice-Chair
The Honorable Ivory Lee Young, Jr.
The Honorable Kwanza Hall**

Others present at the meeting were: Chief George Turner, APD; Major C. J. Davis, APD; Deputy Chief E. Shields, APD; Major J. Glazier, APD; Deputy Chief S. Jones, APD; Deputy Chief Propes, APD; Major Moore, APD; Eric Richardson, Deputy City Attorney; Amber Robinson, Law Department; Hans Utz, Office of the Mayor; Peter Andrews, Law Dept.; media, public and council staff.

A. ADOPTION OF AGENDA

The Agenda was Adopted without objection.

B. APPROVAL OF MINUTES

The Minutes for the Public Safety and Legal Administration Committee Meeting held on March 12, 2013 were approved without objection.

C. PSLA COMMITTEE 2013 GOALS AND OBJECTIVES

DEFERRED

D. DISCUSSIONS/PRESENTATIONS

1. Department Quarterly Report, Police, Chief George Turner

Chief Turner appeared before the Committee to present the Atlanta Police Department's (APD) Quarterly Report. The first point of business was to announce the new Division Commanders for the Command Staff, and two promotions, one to Zone 2 and the other to the Night Commander position. Chief Turner spoke to the three most important accomplishments in 2012, a reduction in major crimes, the hiring, training and graduation of 175 officers and the integration of 700, fully accessible cameras, which brings the total accessible cameras to about 1300. Next he touched on several other 2012 accomplishments, Code Enforcement integration, vacant property registration implementation, 3 K-9 tracking teams, the second lowest number of homicides since 1962, the Child Exploitation online Protection Squad (CEOPS), APD's presence on Facebook and Twitter, APD in Piedmont Park, the monthly "Greatest Hits" Presentation, taser access for patrol officers, Online access to accident reports, a summer enrichment program for truant students and the reinstated Law Enforcement Explorers Program. Chief Turner also spoke on several graphs for communication stats and crime data. A copy of the presentation is on file with these minutes and this meeting may be viewed by visiting the City of Atlanta website at www.atlantaga.gov

2. Requested update on weapons certification, 911 headsets and recent school bus incident

Deputy Chief E. Shields and Major J Glazier, APD Training Academy Director, were asked to come before the Committee to speak to an issue involving weapons certifications. They provided the Committee with written information. Deputy Chief Shields also gave an update on the issue surrounding the 911 headsets and Deputy Chief Jones gave an update on the report of a gun on a school bus. A copy of which is on file with these minutes and this meeting may be viewed by visiting the City of Atlanta website at www.atlantaga.gov

3. Code Enforcement Update, Major C. J. Davis

Major Davis gave an update on demolition orders. She stated that 171 demolition orders are pending throughout the city, 257 inspections have been done over the last two weeks and 77 new cases have been added. She stated that coordination with the NCAA for the Final Four is ongoing and that teams from different city services are in place to work during this period. A copy of this presentation has been requested and this meeting may be viewed by visiting the City of Atlanta website at www.atlantaga.gov

CONSENT AGENDA

E. RESOLUTIONS

Claims with favorable recommendations

13-R-0543 (1) Claim of **Christopher Klaus (DWM/08)**, for property damage allegedly sustained as a result of a water line contamination on September 28, 2012 at 1330 Monte Carlo Drive.

\$9,341.71

13-R-0544 (2) Claim of **Ben and Lauren Hirsh (DWM/08)**, for property damage allegedly sustained as a result of a water line contamination on October 1, 2012 at 1320 Monte Carlo Drive.

\$5,441.22

13-R-0545 (3) Claim of **Maurice Shepperson and Patton Motors Incorporated (APD/02)**, for property damage alleged to have been sustained as a result of an automobile accident on September 25, 2012 on Tenth and Williams Street.

\$4,377.58

\$3,302.05

13-R-0546 (4) Claim of **Progressive Mountain Insurance, as Subrogee of Tomeika Williams (APD/NA)**, for property damage alleged to have been sustained as a result of an automobile accident on August 22, 2012 at Memorial Drive and Warren Street.

\$4,156.79

13-R-0547 (5) Claim of **Geico Direct, as Subrogee of Leteasha D. Sutton (DPRCA/05)**, for property damage alleged to have been sustained as a result of an automobile accident on November 21, 2012 on Freedom Parkway.

\$2,391.07

13-R-0548 (6) Claim of **American Family Insurance, as Subrogee of Demitrus Dent (APD/03)**, for property damage alleged to have been sustained from an automobile accident on October 1, 2011 at Donald Lee Hollowell Parkway and Peek Road.

\$2,055.07

13-R-0549 (7) Claim of **Harold A. Hudson and Kate Bellows Hudson (DWM/08)**, for property damages alleged to have been sustained from a sanitary sewer excavation incident from January 20, 2013 through January 23, 2013 at 1163 Peachtree Battle.

\$1,912.00

CONSENT AGENDA

E. RESOLUTIONS (CONT'D)

Claims with favorable recommendations

- 13-R-0550 (8) Claim of **Carolyn S. Butler (DWM/08)**, for property damage alleged to have been sustained from a broken water main on August 29, 2011 at 1279 Paces Forest Drive.
\$1,635.00
- 13-R-0551 (9) Claim of **Ameriprise Auto and Home Insurance, as Subrogee of Kimberlyn Shaw (DPW/04)**, for property damage alleged to have been sustained from an automobile accident on December 6, 2011 at Joseph E. Lowery and I-20.
\$1,229.68
- 13-R-0552 (10) Claim of **Andre Kenneth Chase Randall (DPW/12)**, for bodily injuries alleged to have been sustained after falling on a broken sidewalk on March 15, 2012 at 532 Cleveland Avenue.
\$1,200.00
- 13-R-0553 (11) Claim of **Allstate, as Subrogee of Jennifer Matheson, through its Attorney, Edward M. Harris, P.C. (APD/06)**, for property damage alleged to have been sustained from an automobile accident on August 22, 2011 at 624 North Highland Avenue.
\$1,177.73
- 13-R-0554 (12) Claim of **Francine Patilla (APD/03)**, for property damage alleged to have been sustained as a result of an automobile accident on December 5, 2012 at 190 Marietta Street.
\$1,175.12
- 13-R-0555 (13) Claim of **Catrina Green (DWM/NA)**, for property damage alleged to have been sustained from driving over a water construction site on January 2, 2013 at 305 Alamosa Path.
\$1,156.93
- 13-R-0556 (14) Claim of **Laketta Thompson (DPW/04)**, for property damage alleged to have been sustained from driving over a pothole on June 1, 2012 at Sylvan Road and Murphy Avenue.
\$800.00
- 13-R-0557 (15) Claim of **Sundiata Lewis (APD/02)**, for property damage alleged to have been sustained from an incident on October 25, 2011 at 639 Parkway Drive.
\$750.00

CONSENT AGENDA

E. RESOLUTIONS (CONT'D)

Claims with favorable recommendations

- 13-R-0558 (16) Claim of **Guide One Insurance, as Subrogee of Veronica McDaniels (APD/04)**, for property damage alleged to have been sustained as a result of an automobile accident on November 30, 2012 at 3 Joseph E. Lowery Boulevard.
\$711.90

Claims with unfavorable recommendations

- 13-R-0559 (17) Claim of **Donegal Insurance Group on behalf of Southern Insurance Company of Virginia, as Subrogee of Paul & Tammie Hood (ADP/05)**, for property damage alleged to have been sustained from an automobile accident on April 7, 2011 at Moreland Avenue and Eastland Road.
- 13-R-0560 (18) Claim of **State Farm, as Subrogee of Kevin William Janer (APD/06)**, for property damage alleged to have been sustained from an automobile accident on April 20, 2011 at Cheshire Bridge Road and Wellbourne Drive.
- 13-R-0561 (19) Claim of **Betty Freeman, through her Attorney, Nicole Y. Jones (APD/10)**, for damages allegedly sustained as a result of a search of the claimant's home on January 21, 2011 at 1584 Linda Way.
- 13-R-0562 (20) Claim of **Warnett Ann Freeman, through her Attorney Nicole Y. Jones (APD/10)**, for damages allegedly sustained as a result of a search of the claimant's home on January 21, 2011 at 1584 Linda Way.
- 13-R-0563 (21) Claim of **Lee Owen, through his Attorney, Princewell Aneke, Esq., Law Offices of Aneke & Associates (APD/10)**, for bodily injury alleged to have been sustained when the bus was struck by a city vehicle on April 3, 2012 at 795 Cascade Road.
- 13-R-0564 (22) Claim of **Jervona Miller, through her Attorney, Princewell Aneke, Esq., Law Office of Aneke & Associates (APD/10)**, for bodily injury alleged to have been sustained when the bus was struck by a city vehicle on April 3, 2012 at 795 Cascade Road.

CONSENT AGENDA

E. RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations

- 13-R-0565 (23) Claim of **Michael Young, through his Attorney, Princewell Aneke, Esq., Law Office of Aneke & Associates (APD/10)**, for bodily injury alleged to have been sustained when the bus was struck by a city vehicle on April 3, 2012 at 795 Cascade Road.
- 13-R-0566 (24) Claim of **Stormy Carr, through her Attorney, Princewell Aneke, Esq., Law Office of Aneke & Associates (APD/10)**, for bodily injury alleged to have been sustained when the bus was struck by a city vehicle on April 3, 2012 at 795 Cascade Road.
- 13-R-0567 (25) Claim of **Tony Timmons, through his Attorney, Princewell Aneke, Esq., Law Office of Aneke & Associates (APD/10)**, for bodily injury alleged to have been sustained when the bus was struck by a city vehicle on April 3, 2012 at 795 Cascade Road.
- 13-R-0568 (26) Claim of **Roosevelt Timmons, through his Attorney, Princewell Aneke, Esq., Law Office of Aneke & Associates (APD/10)**, for bodily injury alleged to have been sustained when the bus was struck by a city vehicle on April 3, 2012 at 795 Cascade Road.
- 13-R-0569 (27) Claim of **SafeAuto, as Subrogee of Nedra Knighton (APD/11)**, for property damage alleged to have been sustained from an automobile accident on July 31, 2012 at 2866 Bob White Road.
- 13-R-0570 (28) Claim of **Patricia A. Thomas (DPRCA/01)**, for property damage alleged to have been sustained as the result of a tree removal on February 28, 2012 at 788 Delmar Avenue.
- 13-R-0571 (29) Claim of **Ingrid Rodriguez Williams, through her Attorney, Kevin C. Ford (DPW/03)**, for personal injuries alleged to have been sustained on December 5, 2011 as the result of an automobile accident at I-20 Westbound and Joseph E. Lowery.
- 13-R-0572 (30) Claim of **Geico, as Subrogee of Allison Pettigrew (DPW/07)**, for property damage alleged to have been sustained from an accident on August 10, 2011 at Huntington Road and Peachtree Street.

CONSENT AGENDA

E. RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations

- 13-R-0573 (31) Claim of **Jimmie Blair, through his Attorney, Hooper & Honore (DPW/10)**, for personal injuries alleged to have been sustained from an open water meter on November 30, 2010 at 1700 Westwood Avenue.
- 13-R-0574 (32) Claim of **Vera Chaney, through her Attorney, Sam L. Starks, Esq., Martin & Jones (DWM/03)**, for property damages alleged to have been sustained from storm sewer overflows on November 10, 2009 at 2209 Tiger Flowers Drive, NW.
- 13-R-0575 (33) Claim of **Blair King, Alex King, and Mary Brownlee, through their Attorney, Sam L. Starks, Esq., Martin & Jones (DWM/03)**, for property damages alleged to have been sustained from a sanitary sewer backup on March 31, 2005 at 3131 Sorrento Circle.
- 13-R-0576 (34) Claim of **Edward McHarris, through his Attorney, Jason and Bradley, LLC (DWM/04)**, for bodily injury allegedly sustained as a result of an uncovered manhole on April 14, 2011 at 1035 Donnelly Avenue.
- 13-R-0577 (35) Claim of **Johnnie Jones, through her Attorney, Foy & Associates, PC (DWM/05)**, for bodily injury allegedly sustained as a result of walking into a water meter with a broken cover on February 12, 2011 at Flat Shoals Road at Winfield Avenue.
- 13-R-0578 (36) Claim of **Kenneth Gray, through his Attorney, Foy & Associates, PC (DWM/11)**, for bodily injury allegedly sustained as a result of walking into an uncovered water meter on October 14, 2011 at 3030 Continental Colony Parkway.
- 13-R-0579 (37) Claim of **Sandra Cohen (DWM/NA)**, for vehicular damages alleged to have been sustained from driving over a water valve cover on September 23, 2011 at Windsor Parkway & Highpoint Road, Sandy Springs, Georgia.
- 13-R-0580 (38) Claim of **Veronica L. Smith, through her Attorney, Reynolds E. Pitts, Jr., Morgan & Morgan (NA/11)**, for bodily injury alleged to have been sustained from a slip and fall incident on October 11, 2011 at 2231 Campbellton Road.

CONSENT AGENDA

E. RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations

- 13-R-0581 (39) Claim of **Brittini Mealy, through her Attorney, Sheryl L. Burke (NA/04)**, for bodily injury alleged to have been sustained from a fall on a storm drain grate on October 13, 2010 at 455 Fulton Street.
- 13-R-0582 (40) Claim of **Davier Laney (NA/04)**, for property damage alleged to have been sustained when his vehicle was struck by another vehicle on December 23, 2012 at McDaniel Street and Ralph Abernathy Boulevard.
- 13-R-0583 (41) Claim of **John H. O'Neal and Eleatha O'Neal, through their Attorney, The Silverbach Group, LLC (NA/10)**, for property damages alleged to have been sustained from storm sewer overflows from 1985 to present at 219 Hermer Circle, SW.
- 13-R-0584 (42) Claim of **Jobie Martin, through his Attorney, Todd R. Henningsen, Henningsen Injury Attorneys (NA/11)**, for bodily injury damage alleged to have been sustained from an automobile accident on July 25, 2011 at Mt. Gilead Road and Fairburn Road.
- 13-R-0585 (43) Claim of **Marsellias D. Shannon, through his Attorney, Harold L. Johnson, Esq., Law Offices of Harold L. Johnson, LLC (NA/12)**, for bodily injury alleged to have been sustained when his vehicle was struck by an Atlanta Public Schools bus on August 13, 2012 at Sylvan and Dill Roads.
- 13-R-0586 (44) Claim of **Tameka J. Raymond (NA/NA)**, for property damage alleged to have been sustained from driving over a pothole on February 3, 2012 at I-285 Westbound and State Route 400.
- 13-R-0587 (45) Claim of **Shantel Khleif (NA/NA)**, for property damage alleged to have been sustained as a result of driving over a pothole on January 20, 2013 at 2004 E. Roxboro Road.
- 13-R-0588 (46) Claim of **Sareeta Parker (NA/NA)**, for property damage alleged to have been sustained as a result of driving over a pothole on January 19, 2013 at 2004 E. Roxboro Road.

CONSENT AGENDA

E. RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations

- 13-R-0589 (47) Claim of **Sharon J. Lovett (NA/NA)**, for property damage alleged to have been sustained as the result of driving over a pothole on February 4, 2013 on Research Center Atlanta Drive.
- 13-R-0590 (48) Claim of **Conley Ingram (NA/NA)**, for property damage alleged to have been sustained as the result of driving over a pothole on January 29, 2013 at the intersection of Roberts Drive and Sunnybrook Farm Road, Sandy Springs, Georgia.
- 13-R-0591 (49) Claim of **Juanita Ricks (NA/NA)**, for property damage alleged to have been sustained as the result of driving over a pothole on February 10, 2013 at 1032 Research Center Atlanta Drive.

FAVORABLE, ITEMS 1-16 and 17-49 (7 YEAS) (0 NAYS)

REGULAR AGENDA

F. RESOLUTION

- 13-R-0542 (1) A Resolution by Public Safety and Legal Administration Committee authorizing the Settlement of all claims against the City of Atlanta in the case of **Mary J. Brownlee, et al. v. City of Atlanta, et al.**, Civil Action File No. 2008-EV-006153, Fulton County State Court, in the total amount of \$76,666.00; authorizing said payment to be paid from the FDOA Numbers listed; authorizing the Chief Financial Officer to distribute the Settlement Amount; and for other purposes.

FAVORABLE (7 YEAS) (0 NAYS)

G. PAPERS HELD IN COMMITTEE

- 10-R-0137 (1) A Resolution by Councilmembers Natalyn M. Archibong and C. T. Martin requesting that City Council authorize a Forensic Audit should be conducted as a result of the findings and recommendations from the Audit Report of the Public Safety Facilities Construction and the Sale of City Hall East; and for other purposes. (Held 1/12/10 for a Joint Work Session with Finance/Executive Committee and Committee on Council; Work Session held 2/3/10.)

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G. PAPERS HELD IN COMMITTEE (CONT'D)

- 10-O-0397 (2) An Ordinance by Councilmember H. Lamar Willis as **substituted by Public Safety and Legal Administration Committee** amending Section 162-227 and Section 162-232 of the City of Atlanta Code of Ordinances so as to establish fees for the administrative costs associated with nonconsensual motor vehicle towing; and for other purposes. **(Public Hearing held 4/27/10) (Substituted and held 4/27/10 for further evaluation and review.)**
- 10-O-0399 (3) An Ordinance by Councilmember Ivory L. Young, Jr. to amend Article XXIII, ("Vending on Public Property") of Chapter 30, ("Businesses"), Section 30-1436 ("Disabled Veterans"), of the Code of Ordinances of the City of Atlanta, Georgia, so as to expressly exempt Disabled Veterans from participation in the Public Vending Management Program; and for other purposes. **(Held 2/23/10 for further review.)**
- 10-O-0728 (4) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 30, Article VIII, of the City of Atlanta Code of Ordinances to clearly distinguish between legitimate Escorts holding permits issued by the City of Atlanta under its police powers, and persons who perform Criminal Acts as determined by State Law; and for other purposes. **(Held 5/11/10 for further review.)**
- 10-R-0855 (5) Claim of **Ron Tusso**, for damages alleged to have been sustained as a result of a sewer backup on November 10, 2009 at 1850 Memorial Drive. **(Held 5/11/10 for further review by the Law Department.)**
- 10-O-1173 (6) An Ordinance by Councilmembers Ivory L. Young, Jr. and C. T. Martin imposing a Ninety (90) Day Moratorium on the City's Public Property Vending Program; to create a subcommittee to study and review the operation of the Public Property Vending Program; to waive conflicting ordinances; and for other purposes. **(Referred back from Council 7/19/10.) (Held 7/27/10 for further review.)**
- 10-O-1342 (7) An Ordinance by Councilmembers Kwanza Hall, Michael J. Bond, Aaron Watson, Alex Wan, C. T. Martin, Felicia A. Moore and Ivory L. Young, Jr. to amend Chapter 10, Article II, Division 3 of the Code of Ordinances of the City of Atlanta, Georgia by creating a new Section 10-130 to be entitled "Extended Hours Permit Pilot Program"; to temporarily waive the provisions of Chapter 10, Article II, Section 10-209 (c) and (d) of the Code of Ordinances in the Edgewood Avenue/Auburn Avenue District of the City so as to allow for

G. PAPERS HELD IN COMMITTEE (CONT'D)

a Pilot Program to examine the impact of extending the permissible hours for establishments authorized to sell alcoholic beverages for on-premises consumption; to define the boundaries of the Edgewood Avenue/Auburn Avenue District; to waive conflicting ordinances for this instance only; and for other purposes. **(Held 7/13/10 for further discussion.)**

10-R-1343 (8) A Resolution by Councilmembers Kwanza Hall, Michael J. Bond, Aaron Watson, Alex Wan, Felicia A. Moore, Joyce Sheperd, Ivory L. Young, Jr., Natalyn M. Archibong and Carla Smith **as amended by Public Safety and Legal Administration Committee** to establish a Task Force to review the Alcoholic Beverage Licensing Process generally, from application to License Review Board consideration and to the enforcement of Alcoholic Beverage Laws, Ordinances and Regulations; to authorize the Public Safety and Legal Administration Committee to determine the membership structure of the Task Force; and for other purposes. **(Amended and held 7/13/10 for further discussion.)**

10-O-1880 (9) An Ordinance by Councilmembers Kwanza Hall, Aaron Watson, H. Lamar Willis, Michael J. Bond, Natalyn Archibong, Keisha Lance Bottoms, Alex Wan and Carla Smith authorizing the operation of Human-Drawn Vehicles (Pedicabs) within the City of Atlanta; to establish requirements and regulations for such program; and for other purposes. **(Held 10/26/10 for further review at the request of the author.)**

11-R-0929 (10) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor or his designee to exercise renewal options with Wrecker Service Vendors listed on Contract FC-6008000003 ("Contract"), for Wrecker Services for vehicles under two (2) tons, on behalf of the Department of Police, all revenues generated under this contract shall be deposited as described in this resolution; and for other purposes. **(Referred back by Full Council 10/3/11.) (Held 10/11/11 for further review.)**

11-O-0996 (11) An Ordinance by Councilmembers Felicia A. Moore, Natalyn Archibong, Joyce Sheperd, Michael J. Bond, Yolanda Adrean, Kwanza Hall and Alex Wan to amend Section 62-27.1 of the Code of Ordinances of the City of Atlanta, Georgia, so as to decrease the number of Municipal Court Judges from ten (10) to eight (8); to waive conflicting ordinances and code sections; and for other purposes. **(Referred back by Full Council 7/5/11.) (Held 7/11/11 for further review.)**

G. PAPERS HELD IN COMMITTEE (CONT'D)

- 11-O-1479 (12) An Ordinance by Councilmember Michael J. Bond to amend Chapter 10, (Alcoholic Beverages) of the City of Atlanta Code of Ordinances to provide for the regulation of package and convenience stores; and for other purposes. **(Held 10/11/11 at the author's request.)**
- 12-O-0375 (13) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 70, Article II of the Code of Ordinances of the City of Atlanta, Georgia, entitled "Burglar or Robbery Alarm Systems," for the purpose of regulating Burglary and Robbery Alarm Systems within the City of Atlanta in order to reduce the number of false alarms within the City of Atlanta through more efficient regulation of such alarm systems; to waive conflicting ordinances; and for other purposes. **(Held 5/1/12 for further review.)**
- 12-O-0488 (14) An Ordinance by Councilmember Michael J. Bond **as Substituted by Public Safety and Legal Administration Committee** to repurpose General Fund Revenue from City Cell Tower Leases for the Atlanta Police Department Shot Spotter Program; and for other purposes. **(Held 5/1/12 for further review.) (Substituted and held 5/15/12.)**
- 12-R-0670 (15) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor or his designee to enter into and execute an "Agreement" between the City of Atlanta and Sandy Springs, Georgia for the purpose of providing Automatic and Mutual Aid for emergency and non-emergency responses and the lease for usage of the City of Atlanta's Fire Station 39 by the City of Sandy Springs Fire Department; and for other purposes. **(Held 5/15/12 at the Department request.)**
- 12-O-0693 (16) An Ordinance by Councilmembers Michael J. Bond, Natalyn M. Archibong, H. Lamar Willis, C. T. Martin, Kwanza Hall, Keisha Lance Bottoms, Carla Smith, Howard Shook, Felicia A. Moore, Aaron Watson, Alex Wan, Joyce Sheperd and Yolanda Adrean amending the Code of Ordinances of the City of Atlanta Part II ("General Ordinances"), Chapter 106 ("Offenses and Miscellaneous Provisions"), Article IV (Offenses Against Public Morals"), Division 3 ("Drugs and Other Controlled Substances") by adding a new section prohibiting the use, sale or delivery of certain dangerous substances, sold and marketed as incense, potpourri or novelty aromatics affecting the public health, safety and welfare of the Citizens of Atlanta and providing for a penalty for violation; and for other purposes. **(Held 5/15/12 for further review.)**

G. PAPERS HELD IN COMMITTEE (CONT'D)

- 12-R-0888 (17) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into a new Lease Agreement with the Vine City Plaza I, LLC, for the rental of 1,707 square feet of office space located at 612 Magnolia Street, Atlanta, Georgia, for the Department of Police Zone One Investigations Mini Precinct, from the period of September 1, 2012, until August 31, 2015, at a rental rate of \$1.00 for the year, to be charged to and paid from Fund, Account and Center Number listed; and for other purposes. **(Referred back from Full Council 7/2/12.) (Held 7/10/12 at the request of Councilmember Young for further review.)**
- 12-O-0900 (18) An Ordinance by Councilmembers Felicia A. Moore and Natalyn M. Archibong to amend Chapter 18, Article III (Animal Control) of the City of Atlanta Code of Ordinances by activating Code Sections 18-70 and 18-131 (Both Being Currently Reserved) so as to make unlawful the use of "Bullhooks" or other similar devices on elephants; to waive conflicting ordinances; and for other purposes. **(Held 6/26/12 at the request of the Author.)**
- 12-O-1001 (19) An Ordinance by Councilmember Kwanza Hall to amend Article V-Vehicle Immobilization Services of the City of Atlanta Code of Ordinances; and for other purposes. **(Held 7/31/12 at the Author's request.)**
- 12-O-1138 (20) An Ordinance by Councilman Kwanza Hall to activate Section 106-13 (Which Code Section is Currently "Reserved") of the Code Of Ordinances of the City Of Atlanta, Georgia to be entitled "Loitering or Prowling" so as to make unlawful the activity described therein and to provide for the penalty to be imposed upon persons convicted for the violation of said ordinance and Code Section; to waive conflicting ordinances and Code Sections; and for other purposes. **(Held 8/28/12 for further discussions.)**
- 12-C-1636 (21) A Communication from **Mr. Tyler Joshua Green**, President, Student Government Association, Clark Atlanta University, to Council President Ceasar C. Mitchell and Members of Council, appointing **himself** as their representative to serve as a member of the Student Safety Council Advisory Group. **(Held 11/27/12 by the Committee to allow the appointee an opportunity to appear before the Committee.)**

G. PAPERS HELD IN COMMITTEE (CONT'D)

- 12-O-1734 (22) An Ordinance by Councilmember Michael J. Bond to establish Section 10-109.1 of the Code of Ordinances of the City of Atlanta, Chapter 10 (Alcoholic Beverages), Article II (Dealers and Manufacturer), Division 2 (License), Subdivision III (Renewal, Revocation, Transfer), so as to create mandatory progressive penalties for “due cause” findings made by the License Review Board; to waive conflicting ordinances and code sections; and for other purposes. **(Held 11/27/12 for further review.)**
- 12-O-1735 (23) An Ordinance by Councilmember Michael J. Bond to activate Section 10-76 of the Code of Ordinances of the City of Atlanta (which section is currently reserved), Chapter 10 (Alcoholic Beverages), Article II (Dealers and Manufacturer), Division 2 (License), Subdivision 1 (General Provisions), so as to provide for not less than forty-five (45) days notice to all interested parties in all proceedings before the License Review Board; to waive conflicting ordinances and code sections; and for other purposes. **(Held 11/27/12 for further review.)**
- 12-C-1759 (24) A Communication from Art R. Malloy, Dean of Student Success, Savannah College of Art and Design (SCAD), to Council President Ceasar C. Mitchell and Members of Council, submitting **Ms. Linda Chang** as their representative to serve as a member of the Student Safety Council Advisory Group. **(Held 12/11/12 by the Committee to allow the appointee an opportunity to appear before the Committee.)**
- 12-O-1817 (25) An Ordinance by Councilmember Natalyn M. Archibong to activate §158-12 (Currently Reserved) of the Code of Ordinances of the City of Atlanta, Georgia, so as to exempt properties certified by the National Wildlife Federation as Wildlife Habitats, from all City of Atlanta Vegetative Growth, Weed, Grass and Nuisance Ordinances and Regulations; to waive conflicting ordinances and code sections; and for other purposes. **(Held 12/11/12 at the request of the author for further discussion and review.)**
- 13-O-0025 (26) An **Amended** Ordinance by Public Safety and Legal Administration Committee to amend Chapter 106, Article IV, Division 1, Section 106-127, entitled “Solicitation for an Illicit Sexual Act,” to mandate a sentence of a term of probation for a first conviction of a violation of Section 162-127, and to mandate banishment from geographical areas

G. PAPERS HELD IN COMMITTEE (CONT'D)

within the City of Atlanta defined as "Areas of Prostitution" during the time of said probation; to require banishment from "Areas of Prostitution" during the probationary period mandated for a second violation of Section 162-127, should the sentencing court decline to banish the offender from the corporate limits of the City as currently allowed; to remove superfluous sentencing language; and for other purposes. **(Referred back by Full Council 2/4/13; Work Session 2/11/13; Held 2/12/13 by the Committee for further review; Work Session 2/25/13.)**

- 13-O-0163 (27) An Ordinance by Councilmember Cleta Winslow to amend the City of Atlanta Code of Ordinances by repealing Chapter 30, Article XXIII, (Vending on Public Property), in its entirety; to thereby eliminate Public Property Vending in the city of Atlanta; to waive conflicting ordinances; and for other purposes. **(Held 1/29/13 by the Committee for two weeks time certain to hear from the Administration; Held 2/12/13 at the request of the Administration for 60 days. Taking into account the Council Recess in April, the next regularly scheduled PSLA Committee meeting is April 30, 2013.)**

J. REQUESTED ITEMS

2/26/13

1. Councilmember Willis asked City Attorney Cathy Hampton to provide information to the Committee listing how much money the City has paid Attorneys that are on the clock, the City is being billed by outside counsel.
2. Councilmember Willis asked the Law Dept. to take a look at the OPS cases sustain rate (on cases that were settled) compared to the National Average. Cathy Hampton, City Attorney, stated that the Law Department will look at state and national trends and report back to the Committee. Councilmember Bond asked that reasons why the settlements were in the best interest be include in the report.

3/12/13

1. Councilmember Lance Bottoms asked Chief Labat, Department of Corrections, to provide a breakdown of the offenses inmates were arrested for.

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J. REQUESTED ITEMS

3/26/13

1. Chief Turner committed to providing info on the 27 kids involved in the Summer Enrichment Program for truant students.
2. Councilmember Young asked Chief Turner to let the Council know when the Westside Village Precinct is scheduled to be operational.
3. Councilmember Winslow asked Chief Turner to look in to increasing police presence at the mini precinct on Evans Street.
4. Councilmember Young asked Major Davis to look into the cost of acquiring the properties to the right and to the left of 176 Anderson Avenue to possibly expand Anderson Park.
5. Councilmember Young asked Major Davis to get with OEAM and Commissioner Dusenbury, DPRCA, to begin discussion on what it would take to negotiate with the owners to convey the properties surrounding Anderson Park.
6. Councilmember Bond asked Major Davis to include in the discussions with OEAM and DPRCA, property on Desoto Street and the old YMCA in that area to possibly expand Washington Park.

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE MINUTES

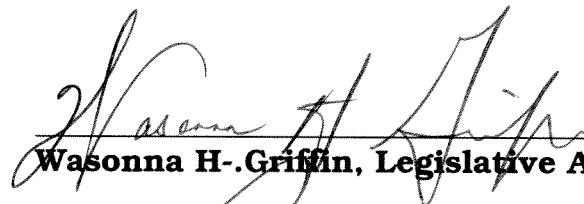
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ADJOURNMENT

There being no further business before the Committee, the meeting was Adjourned at 4:47 p.m.

Respectfully Submitted:



Wasonna H. Griffin, Legislative Assistant



Bernard Thomas, Research & Policy Analyst

**The Honorable Michael J. Bond, Chair
Public Safety and Legal Administration Committee**